

**BOARD OF NURSING  
REGULAR MEETING  
MAY 2, 2002**

**MEMBERS PRESENT:** June Bahr, LPN; Jackie Johnsrud, RN; Marie Kohlbeck; Ruth Lindgren, RN; Pamela Maxson-Cooper, RN; Marilyn Panka, LPN; Linda Sanner, RN

**MEMBER EXCUSED:** Bettye Lawrence

**STAFF PRESENT:** Kimberly Nania, Bureau Director; Wayne Austin, Legal Counsel (portion of meeting); Karen Rude-Evans, Program Assistant

**GUESTS:** Nancy Cervanansky, Cardinal Stritch University; Gina Dennik-Champion, WNA

**CALL TO ORDER**

Chair Linda Sanner called the meeting to order at 8:55 a.m.

**APPROVAL OF AGENDA**

Amendments: -Discipline Committee  
-Board Member Workshop – Katharine Hildebrand  
-Review of renewal for APNP's and Nurse Midwives  
-Update on opt-out of CRNA rule  
-Personal appearance relating to Administrative Warning (00 NUR 112) has been canceled

**MOTION:** June Bahr moved, seconded by Jackie Johnsrud, to approve the agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES OF APRIL 4, 2002**

Correction: -On page 2, change the heading COALITION OF NURSING REDESIGN to read, NURSING COALITION. Make the same change in the first sentence of the paragraph.

**MOTION:** Marilyn Panka moved, seconded by June Bahr, to approve the Minutes of April 4, 2002 as corrected. Jackie Johnsrud abstained. Motion carried.

**DISCIPLINE COMMITTEE**

The Discipline Committee will meet at 8:00 a.m. on June 6, 2002. Agenda items will be discussion of access to drugs prior to full licensure and discussion regarding the inclusion of costs in future stipulations.

## **BOARD MEMBER WORKSHOP**

Katharine Hildebrand spoke to the Board regarding the upcoming Board member workshop scheduled for June 25, 2002. The first edition of the Secretary's newsletter to the Boards, *Open Session*, was recently mailed to Board members, along with a survey developed by Linda Sanner to help measure the level of service the Boards are receiving from DRL. Ms. Hildebrand is also working on updating the *Regulatory Digest*.

### **SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES**

These reports were informational.

### **CORRESPONDENCE REGARDING APRN COMPACT**

The Board reviewed the correspondence regarding the APRN compact, and suggested forwarding the information to WRNA for their information and review.

### **DISCUSSION REGARDING ACTIVE PRACTICE OF NURSING**

**MOTION:** Jackie Johnsrud moved, seconded by Marilyn Panka, to require all nursing applicants who have not practiced for five years or longer to take a refresher course. Motion carried unanimously.

### **USE OF THE TITLE OF NURSE TECHNICIAN FOR INDIVIDUALS WHO HAVE FAILED THE NCLEX**

Claudia Berry Miran and Candy Bloedow spoke to the Board about the use of the title of "Nurse Technician" for individuals who have failed the NCLEX, and whether or not this title can be used indefinitely. DHFS has an issue with the use of this title in facilities that are regulated by that agency. The DHFS policy is that all nurse technicians in these facilities should be certified nursing assistants.

**MOTION:** Pamela Maxson-Cooper moved, seconded by June Bahr, to have the Education and Licensure Committee review the language regarding nurse technicians and report back to the Board with their recommendations. Motion carried unanimously.

### **REPORT ON MEETING REGARDING MEXICO NURSE EXCHANGE**

Linda Sanner reported on the meeting with the Governor of Guanajuato, Mexico regarding the nurse exchange. Nurses from Mexico must meet all Wisconsin licensure requirements before they are able to come to Wisconsin.

## **DISCUSSION WITH DOE REGARDING STIPULATIONS RECEIVED AFTER AGENDA DEADLINE**

Barry Wanner and Mike Berndt spoke to the Board regarding the Board's motion that late additions to the agenda will no longer be accepted. It was not the Board's intention to exclude issues that may greatly impact the protection of the public. Late additions should first be reviewed by the Chair to determine whether or not they should be added to the agenda. Additional monitoring information on practitioners already on the agenda may be added without the Chair's review. All approved additions should be given to the Bureau Director at least one day before the meeting.

## **RECESS TO CLOSED SESSION**

**MOTION:** June Bahr moved, seconded by Marilynn Panka, to recess to closed session pursuant to Chapter 19.85(1)(a), (b), (f) and (g), Wis Stats., for the purpose of a personal appearance regarding request for early release from IPP, a personal appearance regarding request for reinstatement of license, a personal appearance regarding request for licensure by endorsement, consideration of requests for stays of suspensions and modification of orders, consideration of a request for extension of time to complete education, consideration for requests for unlimited licenses, reviewing orders, deliberation of proposed stipulations, consideration of administrative warnings, reviewing an application, reviewing case status report and consulting with legal counsel. Roll call vote: June Bahr – yes, Jackie Johnsrud – yes, Marie Kohlbeck – yes, Ruth Lindgren – yes, Pamela Maxson-Cooper – yes, Marilynn Panka – yes, Linda Sanner – yes. Motion carried unanimously.

Open session recessed at 10:27 a.m.

## **RECONVENE IN OPEN SESSION**

**MOTION:** Jackie Johnsrud moved, seconded by Marilynn Panka, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 1:33 p.m.

## **VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION**

**MOTION:** June Bahr moved, seconded by Pamela Maxson-Cooper, to reaffirm all motions made during closed session. Motion carried unanimously.

## **REQUEST FOR EARLY RELEASE FROM IPP**

**MOTION:** Jackie Johnsrud moved, seconded by Marie Kohlbeck, to inform K.L.K. RN, that she must be in full compliance with her IPP contract for one year. She must have therapy at least one time per month, must remain in the call system for screens, must have four random screens per quarter and her

supervisor must submit quarterly work reports. Ms. K. may repetition the Board for modifications after six months.

**PERSONAL APPEARANCE/REQUEST FOR LICENSURE BY ENDORSEMENT**

**CHARLES D FRITSCH, RN**

**MOTION:** June Bahr moved, seconded by Jackie Johnsrud, to grant a license by endorsement to Charles D. Fritsch, RN. Motion carried unanimously.

**PERSONAL APPEARANCE/REQUEST FOR REINSTATEMENT OF LICENSE**

**THOMAS J BERTHOLD**

**MOTION:** Marilyn Panka moved, seconded by June Bahr, to request Thomas J. Berthold to undergo an AODA assessment and have the practitioner submit the report to the Board for review. After reviewing the report, the Board will make a decision on the reinstatement of Mr. Berthold's RN license. Motion carried unanimously.

**REQUESTS FOR STAYS OF SUSPENSIONS/CHANGES IN BOARD ORDERS**

**PATRICIA ASHLEY, LPN**

The Board reviewed the information regarding Patricia Ashley, LPN. No Board action was necessary.

**RITA PITZER (BAIRD), RN**

**MOTION:** June Bahr moved, seconded by Marilyn Panka, to grant a three-month stay of suspension but deny the reduction in screens to Rita Pitzer (Baird), RN. Motion carried unanimously.

**DIANE BONHAM, RN**

**MOTION:** Marilyn Panka moved, seconded by Ruth Lindgren, to grant a three-month stay of suspension and a reduction in both screens and therapy to twice per month to Diane Bonham, RN. Motion carried unanimously.

**THOMAS BURKE, RN**

**MOTION:** June Bahr moved, seconded by Ruth Lindgren, to grant a 90-day extension from today to complete education to Thomas Burke, RN. Motion carried unanimously.

**MARGARET CRAIN, RN**

**MOTION:** Pamela Maxson-Cooper moved, seconded by Ruth Lindgren, to deny the request of Margaret Crain, RN, for a stay of suspension because her screens are not testing for alcohol. Motion carried unanimously.

**WILLIAM DILLEY, RN**

**MOTION:** Pamela Maxson-Cooper moved, seconded by June Bahr, to grant a three-month stay of suspension and a reduction in therapy to once per month, but deny the request for a reduction in screens due to a positive screen for alcohol in September, to William Dilley, RN. Motion carried unanimously.

**DENISE GAUDET, RN**

**MOTION:** Pamela Maxson-Cooper moved, seconded by Marilyn Panka, to grant three-month stay of suspension and a reduction in screens to eight (8) per quarter to Denise Gaudet, RN. Motion carried unanimously.

**JEAN GOTZMAN, RN**

**MOTION:** Ruth Lindgren moved, seconded by Pamela Maxson-Cooper, to grant a three-month stay of suspension to Jean Gotzman, RN. June Bahr and Jackie Johnsrud voted no. Motion carried.

**MARY KOZINA, RN**

**MOTION:** June Bahr moved, seconded by Marilyn Panka, to grant an unlimited license to Mary Kozina, RN. Motion carried unanimously.

**DIANNA MASBRUCH, RN**

**MOTION:** Ruth Lindgren moved, seconded by Pamela Maxson-Cooper, to grant a three-month stay of suspension and access to Dianna Masbruch, RN. Motion carried unanimously.

**LINDA MCLEOD, RN**

**MOTION:** June Bahr moved, seconded by Marilyn Panka, to grant an unlimited license to Linda McLeod, RN. Motion carried unanimously.

**SHEILA MORFITT, LPN**

**MOTION:** June Bahr moved, seconded by Marilyn Panka, to an unlimited license to Sheila Morfitt, LPN. Motion carried unanimously.

**ROBERT PETERS, LPN**

**MOTION:** Marilyn Panka moved, seconded by June Bahr, to grant a three-month stay of suspension but deny the modifications to Robert Peters, LPN. Motion carried unanimously.

**THOMAS SCHMIDT, RN**

**MOTION:** Jackie Johnsrud moved, seconded by Ruth Lindgren, to deny the request for a stay of suspension to Thomas Schmidt, RN, as he has insufficient screens and therapy. Motion carried unanimously.

**MARY LOU STILL CHURCH, RN**

**MOTION:** Ruth Lindgren moved, seconded by Jackie Johnsrud, to grant a three-month stay of suspension to Mary Lou Still Church, RN. Motion carried unanimously.

**SANDRA STOCK, RN**

**MOTION:** Pamela Maxson-Cooper moved, seconded by Marilyn Panka, to grant a three-month stay of suspension but deny the modifications to Sandra Stock, RN. Motion carried unanimously.

**PETER WALTER, APNP**

**MOTION:** Jackie Johnsrud moved, seconded by Pamela Maxson-Cooper, to deny the request for reinstatement of license of Peter Walter, APNP, as costs must be paid in full. Motion carried unanimously.

**JENNIFER WEISS, RN**

**MOTION:** Jackie Johnsrud moved, seconded by Ruth Lindgren, to deny the request for reinstatement of license of Jennifer Weiss, RN, as she is non-compliant with both therapy and screens. Motion carried unanimously.

**PROPOSED STIPULATIONS**

**DANITA CHESIR, RN**

No Board action was necessary at this time in the matter concerning Danita Chesir, RN.

**BERNICE ANN OLMSTEAD, LPN**

**MOTION:** Ruth Lindgren moved, seconded by Marilyn Panka, to adopt the Findings of Fact, Conclusions of Law, Order and surrender of License in the matter concerning Bernice Ann Olmstead, LPN. Case advisor was Jackie Johnsrud. Motion carried unanimously.

**KEVIN STEWART LIPP, LPN**

**MOTION:** Ruth Lindgren moved, seconded by Marilynn Panka, to adopt the Findings of Fact, Conclusions of Law, Order and surrender of license in the matter concerning Kevin Stewart Lipp, LPN. Case advisor was June Bahr. Motion carried unanimously.

**ADMINISTRATIVE WARNINGS**

**SUSAN R ORR, RN**

**MOTION:** Pamela Maxson-Cooper moved, seconded by June Bahr, to issue an administrative warning in the matter concerning Susan R. Orr, RN. Motion carried unanimously.

**GLORIA HOGANS, RN**

**MOTION:** June Bahr moved, seconded by Marilynn Panka, to issue an administrative warning in the matter concerning Gloria Hogans, RN. Motion carried unanimously.

**KERRY KOWAHL, RN**

**MOTION:** Pamela Maxson-Cooper moved, seconded by June Bahr, to issue an administrative warning in the matter concerning Kerry Kowahl, RN. Motion carried unanimously.

**APPLICATION REVIEW**

**CHRISTINE CLEARY, LPN**

**MOTION:** Jackie Johnsrud moved, seconded by Pamela Maxson-Cooper, to deny licensure by endorsement to Christine Cleary, LPN, based on inconsistencies provided to the AODA counselor for the second assessment and for her recent DWI. Motion carried unanimously.

**CASE STATUS REPORT**

**MOTION:** Marilynn Panka moved, seconded by Ruth Lindgren, to close complaint **00 NUR 222** for insufficient evidence. Case advisors were Ann Brewer and June Bahr. Motion carried unanimously.

**MOTION:** Marilynn Panka moved, seconded by Jackie Johnsrud, to close complaint **02 NUR 036** for prosecutorial discretion (P7). Case advisor was June Bahr. Motion carried unanimously.

**MOTION:** Jackie Johnsrud moved, seconded by Marilyn Panka, to close complaint **00 NUR 230** for insufficient evidence against respondent M.D. and for no violation against respondent P.W. Case advisor was Pamela Maxson-Cooper. Motion carried unanimously.

**MOTION:** Jackie Johnsrud moved, seconded by Pamela Maxson-Cooper, to close complaint **02 NUR 051** for no violation. Case advisor was June Bahr. Motion carried unanimously.

**MOTION:** Marilyn Panka moved, seconded by June Bahr, to close complaint **01 NUR 172** for compliance gained (P2). Case advisor was Pamela Maxson-Cooper. Motion carried unanimously.

**MOTION:** Jackie Johnsrud moved, seconded by June Bahr, to close complaint **01 NUR 126** for no violation. Case advisor was Ruth Lindgren. Motion carried unanimously.

### **REPORT OF EDUCATION AND LICENSURE COMMITTEE**

Ruth Lindgren reported that a representative from Cardinal Stritch University gave a presentation regarding their plan to improve NCLEX pass rates. Cardinal Stritch proposes using a pre-test as an assessment of students' ability to pass NCLEX.

Several Board members expressed concern that schools will make passing such an exam a condition of graduation, even though the students have successfully completed all required courses in the program. An exam of this nature may help students gauge their readiness to take the NCLEX, however, if the impetus behind this exam is to improve the pass-rate statistics of the school, this is the wrong approach. If graduates from a school continue to fall below the mean score for NCLEX, then the school needs to scrutinize the weaknesses in their curriculum and educators.

**MOTION:** Pamela Maxson-Cooper moved, seconded by Marilyn Panka, to have Ruth Lindgren correspond with Cardinal Stritch College to strongly encourage them to not use the test as a condition of graduation. Motion carried unanimously.

A representative from Excelsior College will make a presentation to the full Board next month.

### **REVIEW OF RENEWAL FORM FOR APNP'S AND NURSE MIDWIVES**

The Board reviewed the APNP renewal form as a basis for the Nurse Midwife renewal form. Several modifications were made in to make the form appropriate for Nurse Midwives.

**MOTION:** Marilyn Panka moved, seconded by Pamela Maxson-Cooper, to approve the Nurse Midwife renewal form as discussed with Kimberly Nania. Motion carried unanimously.



## **NURSING COMPACT LIAISON**

Ruth Lindgren has been the Nursing Compact Liaison for the Board, however her term on the Board will soon expire.

**MOTION:** Pamela Maxson-Cooper moved, seconded by June Bahr, to have Jackie Johnsrud be the new Nursing Compact Liaison. Motion carried unanimously.

## **INFORMATIONAL ITEMS**

The Board noted the informational items, and took particular interest in the results of the nursing survey.

## **ADJOURNMENT**

**MOTION:** Jackie Johnsrud moved, seconded by Pamela Maxson-Cooper, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:16 p.m.

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